IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2028 OF 2006

M/s.Vikas Mitual Birla
Paper Mills Pvt.Ltd. ...Petitioner

vs.

M/s.Brij Canadian Water Ltd. & ors. ...Respondents

WITH
CRIMINAL WRIT PETITION NO.2029 OF 2006

M/s.Vikas Mitual Birla Paper
Mills Pvt. Ltd. ...Petitioner

vs.

R.C.Datt ...Respondent

Mr.V.N.Tayade for the Petitioner
Ms S.V.Gajare A.P.P. in W.P.No.2028/2006
Mr.S.V.More,A.P.P. in W.P.No.2029/2006

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 26,2006.

P.C.:

1. Heard Shri Tayade appearing for the Petitioner. The Petitioner is the complainant in complaints filed under section 138 of the Negotiable Instruments Act, 1881. The grievance of the learned Advocate for the Petitioner is that the Respondents are delaying the disposal of the complainants by repeatedly applying for issuance of witness summonses. He states that now on 5th September 2006, the learned Trial judge has passed an order and has granted a last chance to the Respondents to serve witness summonses to their witnesses. He states that on account of delaying tactics adopted by the Respondents, the complaints filed by the Petitioner could not

be disposed of expeditiously. He, therefore, submits that direction may be given to the Trial Court to dispose of the complaints as expeditiously as possible.

2. I have considered the submissions. Now even according to the case of the Petitioner, a last chance has been given to the Respondents to serve witness summonses. Therefore, no direction in that behalf is necessary. So far as the expeditious disposal of the complaints is concerned, it will be for the Petitioner to move the concerned Court in that behalf. If the Petitioner make an application in that behalf, the concerned court will pass an appropriate order thereon considering the pendency of old cases before it.

3. Writ Petitions are accordingly disposed of.

JUDGE